



OFFICE OF THE SHERIFF

COUNTY OF LOS ANGELES

HALL OF JUSTICE

JIM McDONNELL, SHERIFF

211 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012

A Tradition of Service
— Since 1850 —



March 22, 2016

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

**APPROVAL OF FIRST AMENDMENT TO AGREEMENT NUMBER C-125911 WITH
THE CITY OF LOS ANGELES FOR THE SECURING THE CITIES PROGRAM
AND APPROVE AN APPROPRIATION ADJUSTMENT
(ALL DISTRICTS) (4 VOTES)**

SUBJECT

The Los Angeles County (County) Sheriff's Department (Department) seeks approval of the First Amendment (Amendment) to Subrecipient Agreement Number C-125911 (Agreement) with the City of Los Angeles (City) to increase the grant award in the amount of \$478,800 for Fiscal Year (FY) 2014-15, extend the period of performance through July 14, 2016, and approve an Appropriation Adjustment. As a participating agency in the Securing the Cities Program (STC Program), the Department assists the City, through the Mayor's Office, in developing a regional structure of law enforcement and first responder organizations to identify, prevent, and respond to potential nuclear and radiological threats in the Los Angeles/Long Beach Urban Area. The STC Program is funded by the United States Department of Homeland Security (DHS) through its Domestic Nuclear Detection Office (Grantor).

IT IS RECOMMENDED THAT THE BOARD:

1. Delegate authority to the Sheriff to execute the attached Amendment to the Agreement, effective July 15, 2015, to increase the grant award amount by \$478,800 for FY 2014-15 for reimbursement of personnel expenses incurred associated with the STC Program training and exercise activities, and extend the period of performance through July 14, 2016, related to the Department's continued participation in the STC Program.
2. Approve an appropriation adjustment to increase the Department's Patrol Clearing Budget Unit in the amount of \$479,000 in Salaries and Employee Benefits to be fully offset by grant funding.

Funding from the Patrol Clearing Budget Unit will be distributed to the Patrol Specialized and Unallocated Budget Unit.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The Department seeks approval of the Amendment to increase the grant award amount by \$478,800 for FY 2014-15 for reimbursement of personnel expenses incurred associated with the STC Program training and exercise activities, and extend the period of performance through July 14, 2016.

As an STC Program participating agency, the Department assists the City in developing a regional structure of law enforcement and first responder organizations to identify, prevent, and respond to potential nuclear and radiological threats in the Los Angeles/Long Beach Urban Area. The City, through the Mayor's Office, is the primary applicant and recipient of the grant funds for the STC Program. The Los Angeles Police Department, Los Angeles Fire Department, Los Angeles Airport Police Department, Los Angeles Port Police Department, Los Angeles County Fire Department, Los Angeles County Department of Public Health, Orange County Sheriff's Department, and California Highway Patrol are also identified as participating agencies that receive STC Program grant funding.

On July 8, 2015, the County and the City entered into the Agreement to reimburse the Department for personnel expenses incurred associated with the STC Program training and exercise activities in an amount not to exceed \$240,100 utilizing FY 2012-2014 grant funds. The City has since received additional funding from the Grantor for FY 2014-15, and the City has allocated an additional \$478,800 in grant funding to the Department. The attached Amendment reflects such additional funding and extends the period of performance from July 15, 2015, through July 14, 2016.

Implementation of Strategic Plan Goals

Approval of the Amendment relates to the County's Strategic Plan, Goal 3, Integrated Services Delivery. Participation in the STC Program leverages resources from the Department, City, and other local agencies to enhance public safety throughout the County by interdicting illicit radiation.

FISCAL IMPACT/FINANCING

The Department will ensure designated representatives attend all training and exercises as required by the Grantor and as set forth in the STC Program's Multi-Year Training and Exercise Plan (MYTEP). The Department shall be reimbursed for personnel expenses associated with the attendance and participation of the Department's designated representatives in any MYTEP training and/or exercise. Reimbursement shall be strictly limited to backfill and overtime costs directly resulting from the Department's designated representative's attendance and participation at such MYTEP training and/or exercise, and shall be reimbursed at a rate and amount as approved by the Mayor's Office and the Grantor.

The City will reimburse the Department using grant funds to defray the Department's personnel expenses associated with the STC Program training and exercise activities. The recommended action will provide an Appropriation Adjustment in the amount of \$479,000. Reimbursement claims for expenses will be submitted monthly. Future grant funds to be allocated to the Department are currently unknown, and will be agreed upon by the participating agencies each year. Therefore, in each subsequent fiscal year, the Department will return to the Board for approval of an amendment or a new agreement, as required by the City, for grant funds specific to that future fiscal year.

The Department has not, and will not, expend any funds allocated under the Amendment, and will not accept any future grant funds, without Board approval.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Pursuant to the STC Program, the Mayor's Office provides the Department with radiation detection equipment, which shall be used by trained personnel on a daily basis. Department personnel participating in the STC Program will receive appropriate training in radiation interdiction. Reimbursement for this training will be funded by the Mayor's Office under the Agreement through backfill overtime. All grant funds will continue to be utilized in accordance with the terms of the Agreement.

The attached Amendment has been approved as to form by County Counsel.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

None. The Department will receive training and equipment to conduct radiation safety operations to safeguard the operational area against dirty bombs and nuclear weapons.

CONCLUSION

Upon Board approval, it is requested that the Executive Officer-Clerk of the Board return one original executed copy of the Board letter to the Department's Special Operations Division.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim McDonnell". The signature is stylized with a large, looping initial "J" and a cursive "McDonnell".

JIM McDONNELL

Sheriff

JM:SE:pg

Enclosures

PINK

BA FORM 03/13

BOARD OF
SUPERVISORS
OFFICIAL COPY

COUNTY OF LOS ANGELES

REQUEST FOR APPROPRIATION ADJUSTMENT

DEPARTMENT OF SHERIFF

DEPT'S.
NO. 770

March 1, 2016

AUDITOR-CONTROLLER:

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. PLEASE CONFIRM THE ACCOUNTING ENTRIES AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF EXECUTIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

FY 2015-16

4 - VOTES

SOURCES

SHERIFF - PATROL - SPECIALIZED AND UNALLOCATED
A01-SH-90-9031-15681-15692
FEDERAL GRANTS
INCREASE REVENUE \$479,000

SHERIFF - PATROL CLEARING
A01-SH-1357-15681-15682
S&EB EXPENDITURE DISTRIBUTION
DECREASE APPROPRIATION \$479,000

SOURCES TOTAL: \$ 958,000

USES

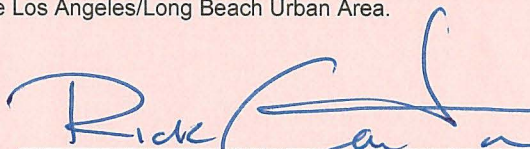
SHERIFF - PATROL CLEARING
A01-SH-1000-15681-15682
SALARIES & EMPLOYEE BENEFITS
INCREASE APPROPRIATION \$479,000

SHERIFF - PATROL - SPECIALIZED AND UNALLOCATED
A01-SH-1000-15681-15692
SALARIES & EMPLOYEE BENEFITS
INCREASE APPROPRIATION \$479,000

USES TOTAL: \$ 958,000

JUSTIFICATION

Appropriation Adjustment allocates \$479,000 funding for Sheriff - Patrol - Specialized and Unallocated from the U.S. Department of Homeland Security through its Domestic Nuclear Detection Office. The Department will be the sub recipient to assist the City of Los Angeles through the Mayor's Office in developing a regional structure of law enforcement and first responder organizations to identify, prevent, and respond to potential nuclear and radiological threats in the Los Angeles/Long Beach Urban Area.

AUTHORIZED SIGNATURE ~~Rick Cavataio~~, Director, Financial Programs

BOARD OF SUPERVISOR'S APPROVAL (AS REQUESTED/REVISED)

REFERRED TO THE CHIEF
EXECUTIVE OFFICER FOR ---☐ ACTION☒ RECOMMENDATION

AUDITOR-CONTROLLER

BY

B.A. NO.

137

Feb. 10 20 16

☒ APPROVED AS REQUESTED☐ APPROVED AS REVISED

CHIEF EXECUTIVE OFFICER

BY

February 12 20 16

FIRST AMENDMENT TO AGREEMENT NUMBER C-125911 OF
CITY OF LOS ANGELES CONTRACT
BETWEEN
THE CITY OF LOS ANGELES
AND
THE COUNTY OF LOS ANGELES, ACTING BY AND THROUGH ITS SHERIFF'S
DEPARTMENT

THIS FIRST AMENDMENT to Agreement Number C-125911 ("First Amendment") is made and entered into by and between the City of Los Angeles, a municipal corporation (the "City"), and the County of Los Angeles, acting by and through its Sheriff's Department, a political subdivision of the State of California (the "Subgrantee" or "Subrecipient").

WITNESSETH

WHEREAS, the City and Subrecipient entered into that certain City of Los Angeles Contract Number C-125911 (the "Agreement") related to the Securing the Cities Program Grant provided by the Grantor (as such term is defined in the Agreement) to the City (the "Grant"), whereby the City agreed to reimburse certain expenses incurred by the Subrecipient as a participating agency in the STC Program (as such term is defined in the Agreement) from the Grant allocations for Fiscal Year 12 ("FY 12") and Fiscal Year 13 ("FY 13"), such Agreement having a term of January 1, 2013 to July 14, 2015 with a maximum reimbursement amount from FY 12 and FY 13 Grant funds to Subrecipient in the amount of Two Hundred Forty Thousand One Hundred Dollars (\$240,100.00), and the execution of said Agreement having been authorized by the Los Angeles City Council (C.F.# 13-1301, dated 11/05/2013); and

WHEREAS, on or about July 23, 2014, the Grantor awarded the City an additional allocation under the Grant for the Fiscal Year 2014 ("FY 14") and extended the Grant performance period for all allocations under the Grant to July 14, 2015 (the "FY 14 Grant Acceptance"), such FY 14 Grant Acceptance having been accepted by the Los Angeles City Council (C.F.# 13-1301-S1, dated 01/07/2015); and

WHEREAS, on or about July 15, 2015, the Grantor awarded the City an additional allocation under the Grant for the Fiscal Year 2015 ("FY 15") and extended the Grant performance period for all allocations under the Grant to July 14, 2016 (the "FY 15 Grant Acceptance"), such FY 15 Grant Acceptance having been accepted by the Los Angeles City Council (C.F.# 13-1301-S1, dated 01/19/2016); and

WHEREAS, on or about July 23, 2014, the Grantor approved the STC Program FY 14 budget such that Subrecipient's maximum reimbursement amount from Grant funds was increased by the amount of Two Hundred Ninety-Seven Thousand Five Hundred Dollars (\$297,500.00) ("FY 14 Budget"), and resulting in a total maximum reimbursement amount of Grant funds to Subrecipient of Five Hundred Thirty-Seven Thousand Six Hundred Dollars (\$537,600.00), such FY 14 Budget having been authorized by the Los Angeles City Council (C.F.# 13-1301-S1, dated 01/07/2015); and

WHEREAS, on or about July 15, 2015, the Grantor approved the STC Program FY 15 budget such that Subrecipient's maximum reimbursement amount from Grant funds was increased by the amount of One Hundred Eight-One Thousand Three Hundred Dollars (\$181,300.00) ("FY 15 Budget"), and resulting in a total maximum reimbursement amount of Grant funds to Subrecipient of Seven Hundred Eighteen Thousand Nine Hundred Dollars (\$718,900.00), such FY 15 Budget having been authorized by the Los Angeles City Council (C.F.# 13-1301-S1, dated 01/19/2016); and

WHEREAS, Section 502 of the Agreement provides for amendments to the Agreement; and

WHEREAS, the City, through its Office of the Mayor, Office of Public Safety ("Mayor's Office"), which has been designated by the City to administer the Agreement and the projects contemplated therein, and Subrecipient each desires to enter into this First Amendment for the purpose of amending and/or modifying the Agreement to (a) extend the term of the Agreement to reflect the FY 15 Grant Acceptance, (b) adjust Subrecipient's maximum reimbursement amount of Grant funds under the Agreement to reflect the FY 14 Budget and FY 15 Budget, and (c) make such other changes as are required in connection with the foregoing, all as detailed elsewhere in this First Amendment and as authorized by the Los Angeles City Council (C.F. 13-1301-S-1, dated 1/7/15 and 01/19/2016); and

WHEREAS, this First Amendment is necessary and proper to continue and/or complete certain activities authorized under the Agreement.

NOW, THEREFORE, the City and Subrecipient hereby covenant and agree that the Agreement be amended, effective July 15, 2015, as follows:

1. Section 201 of the Agreement entitled "Time of Performance" is hereby amended in its entirety to read as stated within the quotation marks in the following paragraph:

"The term this Agreement shall be from January 1, 2013 to July 14, 2016 (the "Term"). Subrecipient shall cooperate with the City and Grantor in completing any necessary close out activities in connection with the Grant."

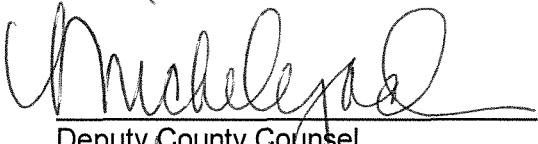
2. Paragraph A of Section 301 of the Agreement entitled "Reimbursement of Grant Funds and Method of Payment" is hereby amended in its entirety to read as stated within the quotation marks in the following paragraph:

"The City of Los Angeles shall reimburse Subrecipient from Grant funds for personnel expenses incurred by Subrecipient in connection with STC Program training and exercise activities as described in Section 202 above. Such reimbursement shall, in no event, exceed Seven Hundred Eighteen Thousand Nine Hundred Dollars (\$718,900.00), which represents the maximum reimbursement amount allocated to Subrecipient and approved by the Mayor's Office and the Grantor for Grant allocations for Fiscal Year 2012, 2013, 2014 and 2015."

Such amendment amends Subrecipient's maximum reimbursement amount from Grant funds to include the FY 14 & 15 Grant funds allocations as set forth in the FY 14 Budget and FY 15 Budget.

3. Except as herein amended or modified, all terms and conditions of the Agreement shall remain unchanged and in full force and effect by way of this First Amendment.
4. This First Amendment may be executed in one or more counterparts, each of which will be deemed an original, but all of which together will constitute one and the same instrument. This First Amendment includes four (4) pages which constitute the entire understanding and agreement of the parties with respect to the matters set forth herein.

IN WITNESS WHEREOF, the City and Subrecipient have caused this First Amendment to be executed by their duly authorized representatives.

<p>APPROVED AS TO FORM AND LEGALITY: MICHAEL N. FEUER, City Attorney</p> <p>By: _____ Steven Hong, Deputy City Attorney</p> <p>Date: _____</p>	<p>For: THE CITY OF LOS ANGELES ERIC GARCETTI, Mayor</p> <p>By: _____ Eric Garcetti, Mayor</p> <p>Date: _____</p>
<p>ATTEST:</p> <p>HOLLY L. WOLCOTT, City Clerk</p> <p>By: _____ Deputy City Clerk</p> <p>Date: _____</p>	
<p>APPROVED AS TO FORM:</p> <p>By:  Deputy County Counsel</p> <p>Date: <u>2/16/16</u></p>	<p>FOR: THE COUNTY OF LOS ANGELES, ACTING BY AND THOROUGH ITS SHERIFF'S DEPARTMENT</p> <p>By: _____ Name: _____ Title: _____ Date: _____</p> <p>[SEAL]</p>
<p>ATTEST:</p> <p>By: _____ Name: _____ Title: _____ Date: _____</p>	

City Business License Number: _____
Internal Revenue Service ID Number: _____
Council File/OARS File Number: 13-1301-S1 Date of Approval: 1/7/15 & 01/19/2016
City Contract Number: C-125911
CFDA: 97.106
FAIN: 2012-DN-106-00001-04